

Application No.: 10/777,562
Response dated: July 28, 2006
Reply to Office Action February 2, 2006

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REMARKS

Reconsideration of the present claims, in light of the attached claim clarifications and the Remarks, which follow, is respectfully requested.

Claims now before the Examiner are 1-5. Claims 1-15 are based on claims 1-15 of the issued patent.

The numbering in this Response will follow that of the Examiner's Action.

Non-Compliance

1. Concurrently with this Paper, Applicants are resubmitting a declaration by the Assignee, with a more specific discussion of the error which leads to the filing of this Reissue Application.
2. The Examiner objects to claims 16-45. These claims have been cancelled to simplify issues. The Objection is rendered moot by this cancellation.
3. & 4. The amendment to the specification is Objected to as new matter, because, in the Examiner's opinion, the Specification does not indicate that the M of Formula I and II can be different from the M of Formula III. Applicants do not agree. In the specification both Examples 3 and 5, at columns 21 & 22, lines 35-53 & 8-247, respectively the metal of the Group 15 containing catalyst compound and the metal of the metallocene is different, supporting these amendments to the Specification.
5. & 6. The Examiner states that Applicants must indicate how claims 16-45 differ from claims (patented) 1-15. Cancellation of these claims renders this Objection moot.

All of the Examiner's Objections directed to non-compliance issues have been addressed. Withdrawal of the Objections is respectfully requested.

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7. The verbiage of this paragraph states that the Examiner may make a restriction, but does not appear to Applicants that a restriction is actually made. Clarification is respectfully requested.

8.-9. No response necessary.

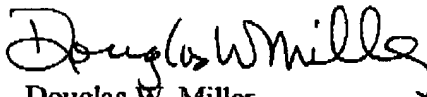
The claims are in condition for allowance.

Note is made that the correspondence should be sent to:

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However the telephone number for Douglas W. Miller is (409) 763-4200.

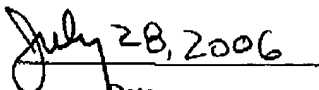
Respectfully submitted,

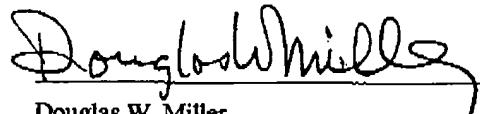

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Date


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